

1 AN ACT concerning State government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Military Code of Illinois is amended by  
5 changing Section 22-9 as follows:

6 (20 ILCS 1805/22-9)

7 Sec. 22-9. Power to make grants from the Illinois Military  
8 Family Relief Fund. Subject to appropriation, the Department of  
9 Military Affairs shall have the power to make grants from the  
10 Illinois Military Family Relief Fund, a special fund created in  
11 the State treasury, to (i) ~~single persons who are~~ members of  
12 the Illinois National Guard or Illinois residents who are  
13 members of the reserves of the armed forces of the United  
14 States ~~and~~ who have been called to active duty as a result of  
15 the September 11, 2001 terrorist attacks; (ii) for the  
16 casualty-based grant only: Illinois National Guard members or  
17 Illinois residents who are members of the reserves of the armed  
18 forces of the United States and who, while deployed in support  
19 of operations as a result of the September 11th terrorist  
20 attacks, sustained an injury as a result of terrorist activity;  
21 sustained an injury in combat, or related to combat, as a  
22 direct result of hostile action; or sustained an injury going  
23 to or returning from a combat mission, provided that the

1 incident leading to the injury was directly related to hostile  
2 action; this includes injuries to service members who are  
3 wounded mistakenly or accidentally by friendly fire directed at  
4 a hostile force or what is thought to be a hostile force; and  
5 (iii) ~~to~~ families of the classes of persons listed in items (i)  
6 and (ii) of this Section ~~who are members of the Illinois~~  
7 National Guard or Illinois residents who are members of the  
8 reserves of the armed forces of the United States and who have  
9 been called to active duty as a result of the September 11,  
10 2001 terrorist attacks. The Department of Military Affairs  
11 shall establish eligibility criteria for all ~~the~~ grants by  
12 rule.

13 On and after the effective date of this amendatory Act of  
14 the 96th General Assembly, the Department must award at least  
15 \$5,000 to each recipient of a casualty-based grant and must  
16 include Illinois residents who are active duty members of the  
17 armed forces of the United States in the eligibility for the  
18 casualty-based grant in item (ii) of this Section. Each  
19 recipient may receive only one casualty-based grant for  
20 injuries received during, or arising out of, the same  
21 engagement or incident.

22 Grants awarded from the Illinois Military Family Relief  
23 Fund shall not be subject to garnishment, wage levy,  
24 forfeiture, or other remedy, unless the denial of that remedy  
25 is inconsistent with the requirements of any other State or  
26 federal law.

1           In addition to amounts transferred into the Fund under  
2 Section 510 of the Illinois Income Tax Act, the State Treasurer  
3 shall accept and deposit into the Fund all gifts, grants,  
4 transfers, appropriations, and other amounts from any legal  
5 source, public or private, that are designated for deposit into  
6 the Fund. To prevent a delay of 30 or more days in the payment  
7 of casualty-based grants, the Department may use, for  
8 administration of the program, as much as 5% of the  
9 appropriations designated for the casualty-based grant  
10 program.

11           (Source: P.A. 92-886, eff. 2-7-03; 93-506, eff. 8-11-03;  
12 93-976, eff. 8-20-04.)

13           Section 99. Effective date. This Act takes effect upon  
14 becoming law.